WHEN WILL HE BE TRIED AGAIN! PROBABLY IN THE OYER AND TERMINER NEXT

MONTH—HIS POSITION IN THE MILITIA.

Nothing was done yesterday in the District-Attorney's office to determine when and where General Shaler's second trial will take place. All the officials were too busy with other matters to give any attention to the question. But the present feeling is that the case will not be taken out of the Court of Oyer and Terminer, and in that event the trial cannot take place before February 15, as that is the date on which the next term of that court opens. It is possible, if the weather is favorable when the new trial occurs, that young Walton, who, it is said, drew up the satisfaction pieces which Wilson testified he gave to General Shaler after purchasing his mortgages and subsequently destroyed, may be able to attend, notwithstanding his feeble health. His evidence forms a strong link in the chain of corroborative testimony (of a Wilson's statements. As without it the jury stooditen to two for conviction, the District-Attorney is sanguing that with such evidence the jury will be persuaded to vote solidly for conviction. A strong effort will be made to secure young Walton's attendance at the next trial.

General Shaler, as is well known, commands the First Division of the National Guard of New-York State. The result of the trial, which is so unsatisfactory to him, has intensined the feeling which was before avowed; in many quarters that he ought to resign, a But it is not probable that any action to secure his resignation will be taken pending the second trial. The members of the National Guard are of course loath to speak openly of their feeling against. General Shaler, but the undercurrent is setting strongly against him.

Among the Weather is the general Shaler had MONTH-HIS POSITION IN THE MILITIA.

feeling against General Shaler, but the undercurrent is setting strongly against him. Among the members of the Veteran Associations which General Shaler had previously antagonized by his activity in depriving them of their uniforms, the feeling against him takes a still more bitter form. "The trial has left General Shaler in a bad plight so far as public opinion generally is concerned," said a gentleman who was for many years a stanch friend of General Shaler.

THE DEFENCE OF THE KOHUTS.

THE DEFENCE OF THE KOHUTS.

The defence in the Kohut case finally had an opportunity yesterday to produce evidence in favor of the brothers who are charged with marder in the first degree in setting fire to the tenement house in East Sixty-fourth-st. where they hved. Juror Corry of the United States Hotel had recovered sufficiently from his illness, which had caused the adjournment on Thursday morning, to occupy his seat in the jury box. George M. Curtis, the counsel for the Kohut brothers, made several motions asking Recorder Smyth on various grounds to advise the jury to acquit. The motions were denied. One motion was on the ground that there was no evidence that Mrs. Fialka was dead, as the bodies found after the Ere could not be positively identified.

dence that Mrs. Fialka was dead, as the bodies found after the fre could not be positively identified.

William Sulzer made the opening speech to the jury and Edward Kohut, one of the defendants, was first called to the witness stand. He spoke in Bohemian and a Bohemian grocer of Grand-st. acted as interpreter. He was cross-examined by Assistant District-Attorney Fitzgeraid. He said that he was twenty-three years old and came to this country three years ago. He is not married. He testified that at 1:30 a.m. on November 24 he was awakened and with nis brother and sister-in-law managed to escape from the room, which was then on fire. They went to the fire-escape and entered a room in the next house on the same floor. The fire originated, he thought, from the explosion of a lamp. He was asked about the various articles in the room and said that the can was used for kerosene oil, of which about two gallous were bought every week. When asked: "Do you know who caused the fire?" he was carnest in his motions to the interpreter, who rendered his arswer to the room: "I know I and my brother and his wife did not do it. We wouldn't do it and we had no reason to lo it." He described his clothes, watch and other articles to show that they were worth nearly the \$300 for which he was insured. He said that he made nearly \$7 a week by making cigars.

Henry Kohut, who is married, testified that he also was innocent of the charge of setting the house on fire. He corroborated the story of his brother as to the occurrences of the night. He was closely questioned by Mr. Fitzgerald as to the alleged discrepancies in his various statements. The defence will produce further evidence on Monday.

Kecorder Smyth will hold Part H. of the General Sessions next month and the Kohut trial will be transferred on Monday to the room above that in which it is now held.

IN THE INTEREST OF CAPTAIN WILLIAMS.

The Police Commissioners yesterday tried to agree upon the question of promoting a captain to the rank of inspector. Messy. French and McClave tried hard to induce the other two Commissioners to vote for the premotion of Captain Wiliams several months ago. They wished to have him sent before the Civil Service Board for examination. Mr. Voorhis and General Porter would not consent to such an arrangement. Captain Williams then applied for permission to enter a competitive examination, and his example was followed by Captains Webb, McCullanh, of the Nixth Precinct; McDonnell, Allaire, Brogan, McCullanh, of the Seventeenth Precinct; Clinchy, Conlinand Gastlio, Agan the Democratic Commissioners blocked the way of Captain Williams by refusing to certify to his fitness. The Civil Service law declares that before applicants for promotion can be examined their fitness must be certified to by their "immediate superior officers." It had been the custom of the Commissioners to make sinch certification. An appeal was morre to Corporation Counsel Lacombe to decide who were the "immediate superior officers" of police captains, but he dodged the question.

McGastlin Prech and McClave said they would not IN THE INTEREST OF CAPTAIN WILLIAMS.

question.

Messis, French and McClave said they would not Alessias. French and McClave said they would not let any capitain get a certificate of fitness if one was withheld from Capitan Wilhiams. The matter rested there in October, and no attempt was made to break the deadlock until yesterday, when the Commissioners decided to let Inspectors Dilks and Steers give the certificates of fitness. Under that decision the aspiring capitains, including Capitain Wilhams, probably will be soon sent before the Civil zervice Board. The Police Board also passed a resolution requesting Mayor Grace to define that section of the Civil Service law which provides for certificates of fitness. Corporation Coursel Lacombe sent an opinion that the police force may be increased this year by the appointment of twenty-five extra patroinen.

FATHER DUCEY WARNS THE ALDERMEN. The Railroad Committee of the Aldermen yester-day listened to those interested in the granting of a franchise to the Twenty-eighth and Twenty-ninth Street Kailroad Company to construct and ninth Street Railroad Company to construct and operate a cross-town surface railroad. The plan is to lay single tracks through Iwenty-eighth and to lay single tracks into the West Twenty-nightsts, and double tracks on the West Side from the Forty-second-st. ferry, and on the East side from the Hunter's Point ferry at Thirty-fourth-st., to the Greenpoint ferry at Twenty-

third-st.
J. F. Harrison, counsel for the company, argued

In favor of the road.

Henry V. Mead opposed the granting of a franchise and read a letter from Assemblyman Robert Ray Hamilton, opposing the project.
Father Ducey, pastor of St. Leo's Roman Catholic Church, is one of the committee of property holders who oppose the road. He said:

There is an historic phrase: "What are you going to do bout it!" that was once used in two city. I speak of it about it!" that was once used in this city. I speak of it now in connection with what is currently reported outside, that there is now in the Board of Aldermen an erganized coteric, and if things go on as they are going to put through railroads in utter dissecard of the people. I say that possibly the time will come waen there will go mp a how! more terrible than that of 1871, unless the interests of the people are served.

President Nooney, of the Aldermen, said that he went into a bank the other day and was shown a check for \$85,000 by a man who said he had sold his Broatway and Seyenth Avenue Kailroad stock

oadway and Seventh Avenue Railroad stock 285. When asked why he sold his stock, the man

at 28.5. When asked why he sold his stock, the man replied that "things were getting very rocky." and he thought it pradent to get out. George W. McAdam, John M. Scribner, ex-Sen-stor Luke F. Cozans and V. Marsh, appeared against the railread, Jonathan H. Crane and William J. Lipman favored the railroad. The further hearing was adjourned to Wednesday at 1

SMALLPOX IN A CROWDED STREET-CAR.

When some Italians were found sick with smallpox in the tenement-house No. 110 Mulberry-st. on Tuesday, the sanitary officers overlooked a baby which one of the women in the house had taken from the Founding Asylam at Third-ave, and Bixty-eighth st. to nurse. The woman afterward took the infant to No. 121 Mulberry-st. and kept it there until Thursday afternoon, although its little body was covered with the smallpox eruption. Fearing that the babe would die, she wrapped it up in a blanket and took it on a Third-ave, street sur at Hester-st. Another Italian woman accompanied her. They rode up the avenue to Sixty-eighth-st, the car being well filled with pussengers most of the way. At the door of the asylum hey were stopped by an attendant, who noticed that the infant was ill. The attending physician was called and the nature of the child's stekness was recognized at once. The w men were led to an open area and locked in there with the child, umbrellas being handed to them to protect them from the rain while the physician went to the Sanitary Bureau to report the case. The babe was removed to North Brother Island in the evening, in company with a woman who had been found sick with smallpox at No. 515 Tenth-ave.

It was said at the Sanitary Bureau yesterday that two cases of smallpox had been concealed in private dwellings by physicians and that the patients were recovering. Dr. Taylor, of the Fourth Division, who is said to be getting evidence against the physicians, did not disclose the names of the persons. SMALLPOX IN A CROWDED STREET-CAR.

GENERAL DENIS F. BURKE REMOVED.

THE OUTLOOK FOR SHALER. can in politics, a strong lover of Ireland, and is well-known as a strong political speaker. He has been for several years in the Tax Office.

HIGHER WAGES FOR STREET-CAR MEN. HIGHER WAGES FOR STREET-CAR MEN.

The Brooklyn City Railroad Company, which has eleven lines of street-cars, informed the conductors and drivers in its employ yesterday that after February 14 a day's work will be considered twelve hours, and the pay for it will be \$2, and overtime will be paid for at the same rate. This step has been determined upon at the suggestion of President Hazzard, and has been under consideration since the reduction in time was made on the street railroads in this city. The men will be paid by the trip as heretofore, but, where they work more than twelve hours they will receive more pay than formerly. The average time for the conductors now is thirteen hours and a quarter, and if they work as much after the new order goes in force they will earn about 20 cents a day more. The change will cost the company from \$50,000 to \$75,000 a year. President Hazzard said that the change had been made by the unanimous vote of the directors of the company.

company.

It is expected that the other street railroad companies in Brooklyn will also reduce the time of a day's work to twelve hours.

HOME NEWS.

PROMINENT ARRIVALS.

WHAT IS GOING ON TO-DAY.

WHAT IS GOING ON TO-DAY.

Annual rennion of Vassar College alumnae, Hotel Branswick, 11 a. in.
Lawson N. Fuller on Mayor Grace and the Board of Education, Masonie Temple, 8 p. in.

Auction sale of ferry franchises before Controller Lowe,
Schaefer-Vignaux billiard match, Cosmopolitan Hall, 8 p. in. 8 p. m. Open Board of Brokers reference case before Referee Swiss Benevolent Society anniversary, No. 108 Sec-

NEW-YORK CITY .

A report that the bedy of Fireman Hoberg had been recovered from the Harlem River yesterday was found to be untrue.

The Godbe Pitts Drug Co., W. H. Shearman proprietor, sends \$2 50 to this office for the Newsboys Lodging House.

John B. Gosel.

John B. Gough will participate in the reception to be given to William Noble by the American Temperance Union at Chickering Hall to-morrow at 3 Mrs. Mary Herter, of No. 36 West Fifty-eighth-st., yesterday filed plans at the Bureau of Buildings for two private houses to be built at Madison-ave. and Seventieth-st.

The business failures throughout the country in the last seven days as reported to R. G. Dun & Co. number, for the United States, 252, and for Canada, thirty-seven, as compared with 329 last week

week.

Helf from a benefit association.

The New-York Produce Exchange Employes' Benefit Association was organized two years ago. Each man paystwenty-five cents a month. The first death occurred on Thursday hight, that of Thomas Pierson, an engineer, and an appropriation was sent to the family yesterday.

MES, KLINK DISCHARGED AND REARRESTED.
Legice Van Brunt, in Supreme Court, Chambers,

Mas. Kilok historiadard and headars stab.

Justice Van Brunt, in Supreme Cont, Chambers, yesterday discharged Mrs. Mary Klink, otherwise Hansen, the alleged swindler, holding that there was nothing in the record to show that she had obtained money from Frederick Bohant on fraudulent representations. She was rearrested on a new

lent representations. She was rearresed on a new warrant.

James Ciute, a speculator, who lives in Gatesave, Broeklyn, was arrested by letective Heidelberg on Thursday night, on a charge of swindling preferred by H. L. Meyer & Co., of No. 25 Johnst. Mr. Clute has been acting as a diamond broker for the firm and he obtained a pair of diamond earrings valued at \$185, for which, it is alleged, he failed to account. He will be examined to-day in the Tombs Police Court.

TO DISCUSS THE TEMPERANCE QUESTION.

At the Presbyterian Temperance Institute to be held in the Church of the Covenant to-morrow evening, the Rev. Dr. Marvin R. Vincent will make the opening address, Dr. J. Leonard Coming will speak on "The Relation of Alcohol to Insanity," and the Rev. Franklin B. Dwight on "Temperance in the Home," Dr. W. Y. Brown will also speak.

speak.

PRESIDENT CLEVELAND HAS A RIVAL.

Leopoid Essenburg, of No. 340 West Thirty-second-st., was committed yesterday to the care of the Commissioners of Charrites and Correction by Justice Duffy, in the Jefferson Market Poirce Court, at the request of his wife, who stated that her husband was insance. He frequently insested that not only was he "bess of his own house," but "President of the United States" as well.

Sink sack from beneath his waisteeat, offered to sell it for \$2. Price meanwhile had slipped into the ahop by a side entrance, and Mrs. Goldwin, who knew him, referred to sell it for \$2. Price meanwhile had slipped into the ahop by a side entrance, and Mrs. Goldwin, who knew him, referred to sell it for \$2. Price meanwhile had slipped into the ahop by a side entrance, and Mrs. Goldwin, who knew him, referred the possessor of the sack to him.

"We are not buying things of that sort," said Price, taking a good look at the follow, who torded and went only was heart the police station the men gave their names as George Hannon, twenty-there are not believed and structured to sell it for \$2. Price meanwhile had slipped into the ahop by a side entrance, and Mrs. Goldwin, who knew him, referred to the possessor of the sack to him.

"We are not buying things of that sort," said Price, taking a good look at the follow, who torded and went out. Price followed and at Twenty-initest arrested that the police station the men gave their names as George Hannon, twenty-there are not buying things of the sack to him.

The bill pending in the Legislature to abolish the office of police drill cartain and authorizing the appendment of three has ectors of police instead of one, is approved by Colone's Partrige and Carroll, the retiring and the incoming Police Commissioners. incoming route Commissioners.
Rafael Carbon, who bleaded rullty to manishing the first degree in killing George McDonald with a pof barber's shears, was sentenced yesterday by Moore to twenty years at hard labor in the sing 8.

Prison.

The Trunk Line Commission yesterday discussed a proposition to organize the corporation to build elevated roads on the routes laid out by the Commission, under the name of the Central Elevated Railroad Company, with a capital of \$1,000,000.

Judge Moore yesterday sentenced William A. Slaughter to five years in the Petatentiary for assault in the first degree. Slaughter is a dentist who shot his wife, wounding her in the face. The jury recommended him to herey, and the judge imposed the lowest term allowed by the law.

by the law.

A test of a life-saving eraft was made at the Navy Yard yesterday. It is constructed of canvas saturated with a waterproof material, and has ribs of wood and cork so arranged that the boat folds like an umbrella when not in use. When lowered from the davits it expands automatically, and the inventor claims that it cannot sink and if upset will right like if.

Worth (expend. of No. 402 Medison-st., whose law office.

sink and if upset will right itself.
Worth Osgood, of No. 402 Madison-st., whose law office
in in the Astor House. New-York, was arrested yester
day upon the charge of criminally assuming Minnie
Bergman, age twenty, a servant in his house for the
last six years. He was held id \$2,000 ball. Mr. Osgoo last six years. He was held id \$2,000 ball. Mr. Osgood refused to say anything about the inatter last evening, Dr. George R. Fowler has been attending the gir for a year for epileptic fits. He said that he thought that the giri had imarined she was assaulted while suffering an

BROKER TIENCEEN'S CHILD TAKEN FROM HIM.

In the proceedings taken by John H. Tiencken, a stock broker in this city, who lives in Flatbush, L. L., to recover possession of his motherless child Grace, age twelve, who has lived with her grandmother, Mrs. Catherine Niemonn, in this city since 1880, ex-Judge Nelson, to whom the case was referred, has filed an opinion that he is not entitled to the custody of the child. Mr. Thencken says he has an income of \$10,000 a year. His wife died in June, 1880, and left her Jewerry to the child, charging the grandmother to care for her. Evidence before the referes showed that Mrs. Niemann is devoted to the child, who isin deheate health and fond of her. Last fail Mrs. Niemann refused to allow the father to put Grace in St. Catherine's Hall. A girls' school in Brooklyn, and the present proceedings were begun. It was claimed before the referenth the father was unfit to have enarge of the girl because of his intemperate habits and boisterous and violent conduct. Mr. Tiencken, who is forty-one years old, lives with his father and mother in Flatbush. The evidence of his family showed that he was frequently under the influence of fiquor. He flourished a pistol at his mother and sister one day. On one occasion his daughter ran away from him, being afrald of his pistol. At another time his mother had a struggle with him and his brother had to interfere. BROKER TIENCKEN'S CHILD TAKEN FROM HIM.

DID LOUIS DE SMIDT HIT HIS WIFE I The Tax Commissioners have removed General Dennis F. Burke, Deputy Tax Commissioner. He has had charge of the assessments in the First, Second, Third. Fourth, Fifth and Sixth Wards, President Coleman, of the Tax Department, said that General Burke had shown general inefficiency in the performance of his duties. He had shown his ignorance of his duties before the Rooseveit Investigating Committee, General Burke is a Republication of the says that his wife is excitable and imagines things which are not really so. Louis De Smidt, of No. 272 Adams-st., Brook-

She sings in the Roman Catholic Church of St. Charles
Borromeo and was for nerly an actress.

Mrs. De Smidt gave Justice Walsh a letter in which she
accused her husband of putting a carving-knife to her
throat last summer and saying, "How quickly it could
be done"; and she also accused him of saying he was
sorry he did not kill her when he struck her two weeks
ago.

NEWS FROM THE SUBURBS.

DENYING THAT HE ROBBED HOBOKEN.

John McMahon, the defaulting collector of Hoboken, who was captured in New York on Thursday night after an absence of nearly two years, spent the day quietly in the county jail yesterday. He win proposity be arranged to-day on an indictment for embezzing \$51,000 of the city's funds. Counselor Daly yesterday volunteered to defend him without cost. McMahon is poorly deresed in marked contrast to the stylish appearance that he formerly maintained. He says that he first went to Buffalo and thence to Cauda. After a time he came back to New-York. He visited Hoboken and Jersey City several times, but escaped detection. The prisoner says that william Crewe, his assistant who has since died, was a defaulter in a large amount. He thought that Crewe's deficiency would rappreximate \$10,000. When asked allout the \$51,000 which he is charged with having embezzled, McMahon said that a proper examination of the books would show that the defelency was not more than \$30,000. He would not tell what had become of the \$20,000 in excess of Crewe's deficiency. DENYING THAT HE ROBBED HOBOKEN.

DENNIS BLAKE'S BODY BURIED.

DENNIS BLAKE'S BODY BURIED.

Dennis Blake, who died in Breoklyn hast Thesday and who was thought to be alive still by some of his friends, was buried in Calvary Cemetery yesterday. Every precantion had been taken against any noeshibity of his being buried alive, and there is no doubt that he was dead when placed in the grave. Decomposition had actually begun while the body was in the receiving vanit, and black spots had appeared all over the body. Nevertheless there are a few of Blake's friends among those who persisted in having the burial deferred until the last moment, who still believe that he was alive when buried.

JERSEY CITY.

The Hudson County Board of Health has informed all undertakers in the county that the rules imposing penalties for allowing hodies to remain unburied beyond the specified time will be enforced. The health rules require that the bodies of persons dying from contagions diseases shall be buried within twenty-four hours, and in all other cases within four days.

NEWARK. The Common Council yesterday confirmed Mayor Haynes' noninations for Fire and Police Commissioners, except High Kinnard (Dem.) for Fire and E. E. Sturn (Dem.) for Police Commissioner.

NEW-JERSEY. UNION HILL—The Town Council has ordered an investigation of the books and accounts of Charles Spencer, collector of aircars of taxes. Spencer is required to submit monthly reports of his collections, but Town Treasurer Rich complained that the report which he presented on January 20 was dated November 20 and was for the preceding month.

FLUSHING.—Thieves entered the house of A. N. Travers in Thursday while he family were at dinner and stole ewelry valued at \$500. Pharmsu.—Smallpox has again made its appearance.
Dr. J. L. Zubriskie was called on Thursday night to attend the daughter of James Tierney, who was suffering with a malignant form of the disease. The child was removed to the Smallpox Hospital and the house was quarantined. All the children in the public schools are to be vaccinated.

WESTCHESTER COUNTY. The Board of Supervisors have adopted the recommendation of the School Commissioners in regard to altering the boundaries of the School Commissioner dis

tricts of the county. tricts of the county.

MOUNT VERNON.—Dr. E. R. Brush has been elected president of the Home Protective Association.

RyE.—A man claiming to be a telegraph contractor has been attempting to swindle business men in Rye and Harrison.

BRIDGEPORT.—To-morrow at the Park Street Congre-cational Church the Rev. F. E. Hopkins will answer the mestion: "Is there any need of running railway trains of opening theatres on Sunday 1"

or of opening the arres on Sunday is

MILPORD—The name of the schooner which went down
with all on boart on January 16 was Henry Gibbs, of
St. George, Maine.

GREENWICH.—The Second Congregational Church was
a stale the allower bartismal entered by burglars, who stole the siver baptismal fout... The Paul Revere Council No. 29 of the inder of United American Mechanics was insituted with im-pressive ceremonics of the Grand Army of the Republic.

ARE THEY TARRYTOWN BURGLARS? ARRESTED BY DETICTIVE PRICE-ART CL S THAT

THEY HAD-A SUSPECTED SERVANT Detective James K. Price, of the Twenty-

ninth Precinct, stood at Thirty-eighth-st. and Seventh-ave, on Thursday afternoon and saw two rough-looking ave, on lattenty activesed, pass him. One carried a brown leather vallet, nickel-trimined, which did not harmonize well with his appearance. The detective followed the men as far as Goldman's second hand clothing store. No. 251 Seventh-ave., into which one went and, pulling a suk sack from beneath his waistcoat, offered to sell it

lend was listen. He frequently insisted that not only was be bess of his town house," but "Prest of the United States' as well." It is present that the poller station the men gave their names as few present of the United States' as well.

Man. Herry Giveille will deliver her everes of the working half as follows: Friday evening, February 4, Their Decam and Arthur Herry Giveille will deliver her everes of the Herry Giveille will deliver her everes of the poller station of the poller station of the pollers. The pollers of the p

Six: In your issue of Suaday, January 24. 1886, in an article headed " The Tarrytown Robberies," my name is grouped with other names as being one of the suspected burgiars, an accusation which I respectfully but firmly deny. The story must have been the production of some of our would be officials, worked in on a susceptible reporter, yet working me a great injustice. Respectfully, JAMES ELESSON.

WILLIAM BRADFORD TO LECTURE IN BROOKLYN. The two lectures entitled "The Wonders of the Polar World," which William Bradford gave with ch success in this city recently, will be repeated in much success in this city recently, will be repeated in Brooklyn. The Brooklyn Library, which, in addition to its weil equipped and accessible store of volumes, fur-nishes its members with opportunities to hear some pop-ular lectures at reduced rates of admission, has secured Mr. Bradford's services, and his lecture, illustrated with stereopticon views, will be given at the Brooklyn Acad-emy of Music on the evenings of Thursday, February 11, and Thursday, February 18. They met with approval from New-York andiences.

RAISING FUNDS FOR PARNULL The following funds were received yesterday

The following full is were received yesterday for the frish Partiamentary Fuel:
Results of a lecture at Forfentown, N. J., under the amplices of the Catholic Henevolent Legion, by Einhop O'Farrel, through J. D. Fryan. \$200.00 #200.00

#By Patrick Gleeson, No. 317 East Fifty-second-st.

"A Sufferer of 1847" 25.00

Employes of Smith & McNell's 625

Employes of Smith & McNell's

Ey Matthew Leavy.

T. C. Lyman & Co., Emerald Brewery.

By The Sun.

Cottage Pleasure Club, No. 427 Twelfth st., South

Matthew Leavy, who is chairman of the committee Matthew Leavy, who is chairman of the committee appointed to wait upon the brewers in the city and its vicinity, called at the office, No. 20 Nassaust, and gave instructions to Clerk Dooley to send subscription circulars to all the brewers. "When you consider the large subscriptions which members or this trade have already sent in," said Mr. Leavy, "I may justly say that when it is finished no one hody of people in the city will be found to have made so good a shewing."

The meeting at Montelatr, N. J., in aid of the find thursday evening, which was addressed by General James it, O'Beline and Major John Hyrne, of Cincinnati, resulted in several handred dollars being raised.

SHAKING THE BABY'S THIRD HAND.

There were many callers at the home of John Guling in Jackson ave. Long Island City, yesterday, to get a peep at the little stranger who started his care reer in this world at an early hour on Thursday morning with an extra allowance of hands upon his body. Quiet and demure he lay in his cradle and only an occasional whituper escaped from his rosy lips. The visitors who came did not disturb the yourgater at all. Everybody thought he was an unusually bright little fellow. He does not seem to know why he is of so much importance, but an inking of the fact has already gut into his mind, for he lies upon his pillow and gazes with suspecton and wonder with his big bine eyes upon the two hands which are upon his right arm, and compares them with the ione hand upon his left arm. He got a little tired yesterday from the people who saw him. They all wanted to shake his extra hand and pat it, and it made him weary to hear so often that he would not have to go through the world single-handed. He shows a decided tendency to rab his bald head with the extra hand, but when doing so the other hand strikes him in the face, and this arouses his temper somewhat.

This third hand is joined to the right arm at the outside of the elbow joint. It seems to be attached to the

upper bone of the arm in precisely the same manner as in a natural arm, by a sort of extra joint. The forearm is not as well developed or as long as the natural arm, but is just as well shaped. It stands off at an angle of about forty-five degrees when the genuine arm lies beside the bony. The hand is perfectly natural. It is smaller than the other hands, but has all the lingers, with nails and joints. This only deficiency is in the power of muscular contraction. Though this extra hand might be serviceable to the child in many ways in after years, the probabilities are that it will be removed. The operation will not be attempted until the child is old enough and strong enough to bear the shock.

THE COURTS.

PATRICK FENNELLY'S TWO FAMILIES.

Another effort to break a will by bringing a suit in ejectment resulted disastrously to the plaintiff in the Superior Court yesterday after a trial of several days' the Superior Court yesterday after a triator several oays duration, before Chief Judge Sedgwick and a jury. Ferty-nine years ago Patrick Fennelly married Catherine Glifoyle in Kilkenny, Ireland. They had two children, one of whom died in Infancy. Thirteen years afterward Fennelly came to New York, and on September 8, 1856, was married here to Susan Brady. When he died on March 7, 1876, he left to their four children an estate worth \$60,000, consisting of houses and lots in this city. This wife and Father White were appointed executors of his will. His first wife, meantime, came to this country in 1852 and married a Mr. McKilligott in Boston, and afterward died in Philadelphia in a hospital. Her daughter Ellen came to this country a year after her mother and married John Bricht, with whom she has been living in Jefferson City, Mo., for nineteen years. Seven years ago she heard of her father's death, and afterward began a suit to dapessess the second wife and her children, claiming to be the only heir of her father. She declared that her father died intestate, and that the defendants were fliegally in possession of the estate. The answer denied that Mr. Fennelly had died leaving no will, and denied that the plaintiff was his child. The plaintiff, with numerous witnesses, established the fact of her father's marriage to her mother, and for the defendants the fats that Fennelly made the disputed will and was of sound mind and memory were proved. Father White on testifying to the latter point was asked why he thought the daying man was rational when he made his will on the day of his death. "He said he thought a whiskey-puach would do him rood." was the answer. The jury found that the paintiff was the child of Fennelly but that under the will the defendants were entitled to the property. duration, before Chief Judge Sedgwick and a jury. Forty

ANOTHER DEFEAT FOR JACOB SHARP.

The motion to vacate the order for the examination of the officers and directors of the Broadway and Seventh Avenue Railroad Company and the Broadway Surface Raliroad Company was argued again yes-terday before the General Ter.n of the Supreme Court on the appeal taken from Justice Van Brunt's decision, Joseph H. Choate and William C. Gulliver appeared for the appellants, Jacob Sharp and his friends, while Robert Sewell, Elihu Root and Grauville P. Hawes op-Robert Sewell, Elihu Root and Gravville P. Hawes opposed them, After hearing counsel the court decided the matter at once. Presiding Justice Davis announced the opinion of the Court, saying that in a case of this character it was entirely regular to apply for an examination to secure facts for a cause of action and that the application should be granted. Justice Van Brunt's order was affirmed with costs. A request made by Mr. Choate that the court limit the examination to the directors of the Brondway Surface Railroad Company was denied, Justice Davis saying that he thought the allegations were broad enough to show the right of action against the Seventh Avenue Railroad Company.

The examination is to take place on Monday. tailroad Company.

The examination is to take place on Monday.

DIVORCE IMPOSSIBLE, BOTH BEING GUILTY. Gottfried Walbaum and Rosalia Walbaum, in a suit for absolute divorce brought by the former, and tried in the Superior Court before Justice Ingraham and a lury, yestershay, succeeded in proving each other guilty of infidelity and therefore, under the law, are condemned to continue to be husband and wife.

BITS OF LEGAL NEWS.

BITS OF LEGAL NEWS.

The trial of the case of Thomas F. Hays as assignee of Dincan A. Grantagainstex sheriff Davidson, before Justice Docolnie and a jury, terminately sesterday in a verdict in favor of Mr. Davidson by direction of the court. It was chained on behalf of the ex-Sheriff and the attaching creditors that Grant's assignment in 1883 was used with intent to defrand creditors, and this was held to be established.

Argument in the case of Henjamin J. Hill, who appealed from the decision of Judge Cowing, holding the law of 1885, against selling emissiviles for buffer to be unconstitutional, under which ruling the appealant was convicted in the Court of General Sections, was heard by the General Term of the supreme Court vesterday. The decision was reserved.

John E. Moscer y seterilar recovered \$1,900 from Joseph Wearle, progrator of the Belvidere Hovel, Fourth are easily intend in the elevator accident in the hole on Nevember 10, 1881, and the latter in a previous action revolved \$2.55 from the final sections, was thou revolved \$2.55 from the final sections and a jury. His claim was for \$10,000 danages.

The Wife of the Rev. Daniel C. Potter obeyed the sommons of Justice Weider yesternay, and appeared in the Resex Market Court to answer the complaint of Mrs. Annos Littman, the wife of a dealer in bottles, at No. 309 Stanton-4t, who accused Mrs. Potter of indownally detaining her danchter Anna who had been a servant in the ionise. Mrs. Potter said that the girl had left her house at No. 120 Second-are, on Monday high, saying that she did no, wish to go back to her mother. She had not been seen and Mrs. Potter did not know where she was. The Justice dismissed the compaint and instructed Officer Young, of the Society for the Prevention of Cruelty to Children, to find the girl.

NO COMPROMISE PROPOSED BY GAMBLERS.

Mr. Bernheim the clothing merchant, was asked yesterday if there was my train me report that the gamblers who received forget checks from Frederick Fishel for money he lost in their establishments have sought to compromise for S3.000 the suits aggregating \$50.000 which were brought against them by August. Beenheim but he advised the reporter to call on his lawyer, Mr. Lauterbach, cf No. 45 William at.

Mr. Lauterbach, cf No. 45 William at.

Mr. Lauterbach smilled in a childlike and bland way when asked about the reported compromise. He said that he knew nothing of any compromise, nor had agents of the gamblers called on him, "It is not likely," he added, "that if any attempt should be made by them to compromise that they would go about it with a blowing of horns and trumpets."

HIS SERVANT BECAME HIS WIFE.

A white-harred man nearly seventy years old was called upon in the Yorkville Court yesterday to explain why he failed to support his whe. Manie Conen, who lives I No. 449 Weat Forty third-st, while he lives at No. 1,832 Lexington-ave. His name is Adolph Cohen, He went into the furniture business at One aundred-and-twenty-second-st, and Third-ave, and lost several thousand subtacks he said and the took on the wholesale. twenty-second-st, and frird-ave, and lost several flou-and dollars, he say, and then took up the wholesale butcher business in East Forty-fourth-st., where he made money. Minnle was then employed in his house as a servicit. His wife died, and two years ago he mar-ried the complainant. She said y sterday that he had decided \$2,000 house to his daughter for one dollar. He said that he had no money and that he had inruesd the house over to his daughter because he could not meet a mortgage on it. The complaint was dismissed.

ST. TIMOTHY'S NEW RECTOR.

ST. TIMOTHY'S NEW RECTOR.

The services in St. Timothy's Protestant Episcopal Charch in West Fifty-seventh-st. will be conducted to-morrow by the new rector, the Rev. Spraille Burford. Dr. Geer, who was rector there for a quarter of a century, died last March. The church has over 400 communicants. The new rector comes from St. Mark's, in Grand Rapids, Mich. A debt of \$25,000 was paid during his rectorship and 310 communicants were added to the church. Mr. Burford was born in the South and during the war he served in the Confederate army. At the close of the rebellion he entered the Church and received orders in New-Orieans in 1858. For some time he was located in Jamestown, N. Y. Last Sunday he preached his farewell serinen in 1850 old church to a crowded congregation. On Tuesday evening a reception was given to him and he was pressured with a number of testimonials of esteem and among others a draft for \$500. He is now forty-seven yours of age. In a short time the church expects to erect a new and larger bullding.

SERIOUS QUARREL BETWEEN WORKMEN. A quarrel took place yesterday in the fac-tory of the Crescent Waten Case Company, at Wallabout-st, and Marcy-ave., Brooklyn, between two workinen, Constantine Moreh and Frederick Schiller. Moreh drew a pistol and shot Schiller in the right shoulder, inflicting a serious wound. The injured man is twenty-one years old and lives at No. 237 Marcy-ave. Moreh lives at No. 738 Flushing ave. From his recent actions he is thought to be slightly insane. He was arrested.

L. Ellard, S. L. Swazey, J. G. Hill and Edward W. Bray, violin soles by Miss Winifred Rogers, and recitations by Miss Minnie C. Dorion. E. J. Grant was the accompanist, and orchestral music was furnished by Eppinger. Later there was dancing.

A strong cast of Gilbert amateur players will present "Young Mrs. Winthrop" at the Athensonn this evening. It will be a benefit performance, given to the Arcadian Dramatic Society.

DR. VINCENT ON THE "CHAUTAUQUA IDEA." DR. VINCENT ON THE "CHAUTAUQUA IDEA."
Dr. J. H. Vincent spoke in Association Hall last ovening upon the "Chautauqua Icea." Among other things he said: "There is an idea prevalent that education consists in the acquisition of knowledge, and that intellectual culture is the main thing in education. Now against this sort of thing Chautauqua enters an emphatic protest, She believes that every man should secure education on all sides—a symmetrical education of body and intellect, of social, moral and spiritual qualities. Another notion is that school is the only place for the attainment of an education. 'When I was a boy,' says one, 'they did not have the facilities for learning that they have now, and I only went to the town school and

attainment of an education. 'When I was a boy,' says one, 'they did not have the facilities for learning that they have now, and I only went to the town school and did not go to college, therefore I have not had what could be called an education. Now, that is a great nistake. Education is a thing of every-day life. It begins at birth and continues all through life. The education of the boy is made up largely from his home surroundings. The table talk, the pictures on the walls, the sharp words between mother and father, often, the morning papers and his associate tooy friends, at these help to educate him.

"Another notion is that educational opportunities are limited to youth. Against this Chantauqua also enters its emphatic protest. The youthful mind may remember, but it is the mature fined that thicks. Chantauqua now has enrolled 2,000 readers, most of whom are over twenty years of age. In 1882, when our dist class was graduated, for we have classes, and give diplomas, in the front was a woman engaty-two years old; there was her sot, a man of fifty, and his daughter, twenty years old; in that class there were also two college professors. Society has a right to demand that every man will be respected, and in order to be respected he must be educated, and Chautauqua offers to the man who can not have a college clucation a chance to gain the knowledge that he would derive in college. Of course it cannot give the discipline that is derived from the study of Greek and Latin, but it helps the man by putting all that Greek and Latin into plain English, so he can comprehend it, and thus lifts him into a higher and broader world."

MR. BEESE LEAVES THE SOUTH SIDE CLUB.

MR. BREESE LEAVES THE SOUTH SIDE CLUB. MR. BREESE LEAVES THE SOUTH SIDE CLUB.

The "discussion" at the South Side Club at Babylon, L. L., on New Year's Day between William L. Breese and H. B. Hollins, who are well-known members of the Stock Exchange, resulted in the resignation of Mr. Breese. The fact has been carefully conceuled by members of the club for several weeks. When asked about his resignation yesterday, Mr. Breese referred a Thinuxe reporter to the South Side Club and refused to say anything more on the subject. A prominent member of the club said that Mr. Breese's resignation had been tendered and accepted three weeks ago. "There was no investigation," he added—"no thorough investigation, tatleded—"no thorough investigation, the added—"no thorough investigation, the stided—"no thorough investigation, the stided—"no thorough investigation, the stided—"no thorough investigation, the stided—"no thorough investigation, the winded—"no thorough investigation, the winded—"no thorough investigation, the winded—"no thorough investigation, the stided—"no thorough investigation, the winded—"no thorough investigation, the winded—"no thorough investigation, the stided—"no thorough investigation in the stided—"no thorough investigation, the stided—"no thorough investigation in the stided—"no thorough investigation, the stided—"no thorough investigation in the stided—"no thorough investigation in the stided—"no the stided—"no the stided—"no the stided—"no the stided—"no the stid

TRANSATLANTIC TRAVELLERS.

By City of Berlin (toman) from Liverpool: Mr. James Bengs, H. Pembroke Petridge, Fernando A. Gazman, Dr. R. Howard, C. R. Newsombe, D. L. Williams, Mr. and Mrs. Peter Antwia, Joseph Lacon, Daniel Baylls, Peter K. Caivert, ho cas' ampbell and William H. Trennedd.

By Germanie (White Start for Liverpool: Michael Byrne, Henry Liraban, R. M. Bird, Frederick M. Burr, A. E. Bux, ley, F. Droncoso, Captain, Daunt, Mr. and Mrs. Bryant B. G. Kermode, E. do Molevin, George Merritt, C. H. Occleston, Nathaniel Page, Waldert H. Philips and J. J. Van Allen, By Belgenhand (Red Start from Antwerp). A. Junge, T. Junge, H. Juss, J., Kutsch, Br. E. Ruppert, A. Kakoschinegs and A. Vasyari.

MARINE INTELLIGENCE.

Sun rises, 7:03 sets, 5:11 Moon rises. 3:34 Moon's age, ds. 25 High WATER TO-DAY. 4. M.—Sandy Hook, 4-13 Oov, Islant, 4:47 Hell Gata, 6:36 P.M.—Sandy Hook, 4:41 Flov, Islant, 4:56 Hell Gata, 6:45

POREIGN STEAMERS DUE AT THIS PORT TO.DAY. French-Trans.
Alexandre's
Ward's W casel's

SUNDAY, JAN. 31, MONDAY, PEB. 1. Livernosi Itavana Central America Laguayra .. Cunard SHIPPING NEWS.

PORT OF NEW YORK FRIDAY, JAN. 29, 1886 The verdet for \$1.400 obtained by James R. Sikman against Darius G. Crosby, as damages for the defendion of the paintiff in a bundle sevining in the representations of the defendant, has been set assist by Justice Brown, of the supering Court, at Wite Plains, before show and a jury the case was treet. The Court holds that there was probable cause for the defendant to have believed the planniff to be means and that no infile or bid faith is shown.

Earned H. Brascoll, Francis P. Wiekes, Penjavin Opper before, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Eugene G. Kreiner, I sake F. Faik, Wison S. Stirges, Faiker (Jan. 1) and Sangar Daried H. Faiker (Jan. 1) and J. Stirges (

Anchored at City Island, bound out Brig Plover for Pas-saires. Ships Paul Revere Willer, from Cobu Sent 21; Reliance of Livergeoni, Faglish, from Calcults del 17.
Bark Eloho (Br. Ovelgron, from Demerara, (All by pilot Boat David Carli, No. 4.
SPOKEN.

Barg Veronica (Bi), Payson, from Hamburg, for Norfolk, Jan 16, 2) miles Self of Barnegal, Schrichy of Baltimore, haves, from Rio Grande do Sal, for Boston, Jan 27, 15 miles SSE of Barnegal. (Both by pilot boat David Carth, No. 1

THE MOVEMENTS OF STEAMERS. FOREIGN PORTS.

FOREIGN PORTS.

LIVERPOOL Jan 29 - Arrived, steamer Meumon (Br), Edwards, from New York Jan 12 - Arrived, steamer Nevada (Br), Donglas, from New York Jan 2, for Liverpool, Smited, steamer Nevada (Br), Terry, January New Jan 2, for Liverpool, Smited, steamer Steamer (Br), Ferry, from Liverpool,

las, from New York Jan 19, for Liverpool, sailed, steamer Britannic (Br.), Perry, from Liverpool, hence for New York.

SOUTHAMPTON, Jan 29—Sailed, steamer Gen Werder (Ger), Sanster, from Bremen, hence for New York.

HAMBURIO, Jan 29—Arrived, steamer Boliemia (Ger), Karlova, from New-York Jan 14.

Lizard, Jan 29—Passed, steamer Martello (Br., Jenkins, from New-York Jan 16, on her way to Hull.

PRAWLE POIN, Jan 29—Passed, steamer Tycho Brahe (Belg), Gregory, from New-York for London, Naylis, Jan 29—sailed, steamer Archimede (Ital), Viola, for New-York. HAVANA, Jan 29 Sailed, steamer Niagara, Benus, for New

York.
SANTIAGO, Jan 29—Arrived, steamer Santiago, Coltan from
New-York Jan 21.
Announcesugats

Beware of a slight irritation of the throat. Brummelt's Cough Brops give immediat: reliet. Wholesale House, 40d and 410 Grand at. CROUP-CHILDREN'S LIVES SAVED.

This is to certify that I have used for two very DR. To-BLAC VENETIAN LINISIENT, and during all that time I have not paid 38 for dectors bills. I have used if for PA'ss and ACRES. DYSENERY, SORE THEOATS, CUTS and BURNS, and by Ha use have saved SEVERAL CHILDRES'S LAYSS, When attacked with

 $$\operatorname{John}$ T. Roberts, Sold by all druggests at 25 and 50 cents. HENRY A. DANIELS, M. D.,

144 Lexington ave., between 20th and 80th sts. ours 6 to 1. 5 to 7. Discusses of the Newvous syste Gentto-Urinary Organs. Impotence and sterility. Liquid Bread is an absolutely pure liquid all, contains 100 per cent of nourishment, invigorates and uilds up the system are it. Grocers and druggests keep

Pond's Extract for all Pain and Influmma nations is communicationed and hottled by the sole preprietors, 'ond's Exercit's c. New York and London. See our name nevery wrapper and look.

Your children will sleep well and have good ignation it you give them Parker's Tente.
Parker's Hair Halsam promotes the growth of the hair.

a serious wound. The lighted man is twenty-one years old and lives at No. 237 Marcy-ave. Moreh lives at No. 738 Flushing ave. From his recent actions he is thought to be slightly insane. He was arrested.

AMATEUR ENTERTAINMENTS IN BROOKLYN.

The musicale and reception of the Amateur Opera Association of Brook yn last evening at the Apollo Rooms was well attended. The early bours were devoted to music and recitations. Mass Laura 8, Groves sang several contraits solos. There was singing by G.

THIRTY-SIXTH ANNUAL STATEMENT

Ætna Life Insurance

HARTFORD, CONN., Manuary 1, 1886.

ASSETS, January 1, 1835, at cost \$28,539.076 \$2 RECEIPTS.\$2,845,786 72

Interest, and from other sources in 1885..... . 1,789,845 45 \$4,585,632 17 833,124,708 00

DISBURSEMENTS.\$1,394.875 75 Death Claims Matured Endowments..... Dividends to Policy-holders and for Surrendered Poli-831,606 80 cles Re-Insurance..... 1,649 30

Commtssions..... Agency Ex enses, Medical other expenses Dividend on Stock, earned in

81,925 50 3,791,692 49

stock Department...... ASSETS. \$869,312 80 975,875 00 U. S. Bonds ... and Bonds...... 1,145,014 13 Bank Stocks ... 1,029,718 04 4,820,510 17 Estate, valued at \$56,233,-15 226 762 97 ouns on Collaterals (Mar-

ket Value \$589,960 00) ... 446,807 31 Loans on Personal Security 9,945 43 Loans on existing Policies, the present value of which exceeds \$5.800,000 00..... 2,013,561 87 lash balance due from 11,553 92 Agenta..... Interest due and accrued, Dec. 31, 1885...... \$448,003 68

ASSETS, Dec. 31, 1885, at cost...... \$29,333,086 50 Premiums in course of col-69.783 82 lection .. Quarterly and Semi-Annual 136,489 02 Market value of Securities 171 808 81 81 229 175 33 over cost.....

GROSS ASSETS, Jan. 1, 1886...... 830,562,261 83 LIABILITIES. osces and claims awaiting

Dividends to Policy-holders, Premiums paid in advance. Reserve for Re-insurance on existing policies. Actuaries four per cent Standard....\$24,978,172 50 Less value of Policies of

further proof, and not yet

Re-insur-

All other liabilities...... 91,251 56 25,368,058 21 SURPLUS AS REGARDS POLICY-HOLDERS: By Connecticut and Massachusetts Stan-. \$5,194,203 62 By Standard of New York, and most other 6,665,000 00 States.....

47.897 00 24,830,275 50

Statement of the Entire Receipts and Disbursements from the Beginning of Business to January 1, 1886.

Receipts to January 1, 1885...... \$97,767,856 58 4,585,632 17 RECEIPTS to January 1, 188d........ \$103,353,488 75

Paid to Policy holders for Claims by Feath and Endowments Dividends to Policy hold ers and for Surrendered T TAL paid to Folicy \$18,028,725 45

Expenses of Management. 11,487,212 65

448,063 58 136,489 03

.. \$73,020,402 25

. \$10,562.261 83 GROSS ASSETS, January 1, 1886. Policies in force January 1, 1886, 61,437, insuring 87,791,243 44
Folicies issued in 1883, 5.711, insuring 11,018,298 00

MORGAN G. BULKELEY, President.

J. L. ENGLISH, Secretary. H. W. ST. JOHN, Actuary.

GURDON W. RUSSELL, M. D., Consult n : Physician. T. J. MUMFORD, Manager.

165 Broad yay, New York. R. R. R. RELIEF. RADWAYS

Instantly receives and soon cures Colds. Sore Threat, Broschuts, Pleurisy, Still Neck, alteonessions and inflammations, whother of the Lancs, Kidneys, or Kowels. RH UMATION, NEURALGIA. Headache, Toothache, Weakness or Psin in the Back, Chest or imma, by one application. Internally in water for all internal psins, dathiener, Hearthurn, lex Headache, Seasier, hoss, Aervonances, Scoul'ssanes, Papitadon of the Heart Chils and Fever and Malaria. Price, dots, a bottle.

Dr. Hadway's Sursopavillian Resolvent

For the cure of all Scrofthaux, Skin and Blood Diseases.
DR. RADWAY'S PILLS For the Cure of Dyspepsia and all disorders of the Stomack Liver, Bowes, etc. 10 cts. abox. Sold by all druggists.

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